

ASSEMBLY BILL

No. 2459

Introduced by Assembly Member Caballero

February 19, 2010

An act to add Chapter 4 (commencing with Section 2200) to Division 2.5 of the Welfare and Institutions Code, relating to juveniles.

LEGISLATIVE COUNSEL'S DIGEST

AB 2459, as introduced, Caballero. Juvenile crime prevention: evidence-based programs.

Existing law sets forth the purpose of juvenile court law, and provides that a minor under the jurisdiction of the juvenile court as a consequence of delinquent conduct shall, in conformity with the interests of public safety and protection, receive care, treatment, and guidance that is consistent with his or her best interest, that holds the minor accountable for his or her behavior, and that is appropriate for his or her circumstances.

This bill would, beginning in the 2011–12 fiscal year require that specified 25% of moneys appropriated for the supervision of juveniles under the jurisdiction of the juvenile court system and for programs designed to deter juvenile crime and violence or to reduce recidivism are to be allocated to evidence-based programs, as defined. This bill would increase the allocations to 50% for the 2012–13 fiscal year, and to 75% for the 2013–14 fiscal year and each of the following fiscal years. This bill would, beginning in the 2012–13 fiscal year, require the Secretary of the Department of Corrections and Rehabilitation to prepare a report for the Legislature evaluating the effectiveness of evidence-based program in the supervision of juveniles under the

jurisdiction of the juvenile court system and in programs designed to deter juvenile crime and violence or to reduce recidivism.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Chapter 4 (commencing with Section 2200) is
2 added to Division 2.5 of the Welfare and Institutions Code, to read:

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4 CHAPTER 4. CALIFORNIA EVIDENCE-BASED PROGRAMS FOR
5 AT-RISK JUVENILES
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7 2200. It is the intent of the Legislature to increase the use of
8 evidence-based programs in state-funded programs designed to
9 deter juvenile crime and violence and to reduce recidivism among
10 juvenile offenders.

11 2201. For purposes of this chapter:

12 (a) "Agency" means:

13 (1) The Department of Corrections and Rehabilitation, the
14 Division of Juvenile Facilities, and any other any state agency
15 responsible for supervising juveniles under the jurisdiction of the
16 juvenile court system.

17 (2) The State Board of Education, the California Emergency
18 Management Agency, and any other state agency responsible for
19 programs designed to deter juvenile crime and violence or to reduce
20 recidivism.

21 (b) "Evidence-based program" means a program:

22 (1) That does any of the following:

23 (A) Incorporates significant and relevant practices that are based
24 on scientifically based research, including all testing and
25 evaluations of and for persons.

26 (B) Uses practices that have been documented to be valid and
27 reliable.

28 (C) Is cost effective in the service that it provides.

29 (2) "Evidence-based program" does not include either of the
30 following:

31 (A) An educational program or service that an agency is required
32 to provide to meet educational requirements pursuant to state law.

33 (B) Basic medical services.

1 (c) “Scientifically based research” means research that obtains
2 reliable and valid knowledge by all of the following:

3 (1) Employing systematic, empirical methods that draw on
4 observation or experiment.

5 (2) Involving rigorous data analyses that are adequate to test
6 the stated hypotheses and justify the general conclusions drawn.

7 (3) Relying on measurements or observational methods that
8 provide reliable and valid data across evaluators and observers,
9 across multiple measurements and observations, and across studies
10 by the same or different investigators.

11 2202. (a) For the 2011–12 fiscal year, at least 25 percent of
12 the state moneys appropriated for the supervision of juveniles
13 under the jurisdiction of the juvenile court system and for programs
14 designed to deter juvenile crime and violence or to reduce
15 recidivism shall be allocated to evidence-based programs.

16 (b) For the 2012–13 fiscal year, at least 50 percent of the state
17 moneys appropriated for the supervision of juveniles under the
18 jurisdiction of the juvenile court system and for programs designed
19 to deter juvenile crime and violence or to reduce recidivism shall
20 be allocated to evidence-based programs.

21 (c) For the 2013–14 fiscal year and in each following fiscal
22 year, at least 75 percent of the state moneys appropriated for the
23 supervision of juveniles under the jurisdiction of the juvenile court
24 system and for programs designed to deter juvenile crime and
25 violence or to reduce recidivism shall be allocated to
26 evidence-based programs.

27 2203. (a) Beginning in the 2012–13 fiscal year, and for each
28 following fiscal year, the Secretary of the Department of
29 Corrections and Rehabilitation shall prepare a report for the
30 Legislature evaluating the effectiveness of the use of
31 evidence-based programs in the supervision of juveniles under the
32 jurisdiction of the juvenile court system and in programs designed
33 to deter juvenile crime and violence or to reduce recidivism.

34 (b) The reports shall include all of the following:

35 (1) An assessment of each program that the agency spent moneys
36 on in the previous fiscal year, including programs that are not
37 evidence based.

38 (2) The percentage of state appropriated moneys for programs
39 that each agency spent on evidence-based programs in the previous
40 fiscal year.

1 (3) The percentage of moneys received by the agency for
2 programs other than state appropriated moneys that were spent on
3 evidence-based programs in the previous fiscal year.

4 (4) A description of the efforts each agency is making to meet
5 the requirements of this section.

6 (c) The report shall be submitted to the Legislature on or before
7 November 1 of each year, following the end of the prior fiscal
8 year.

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